

Bonding Requirements for Construction within the City of Lafayette

The following has been prepared to summarize bonding requirements for construction work within the City of Lafayette. Please call our office at 765-807-1050 if there are additional questions.

13.01.060 Improvement Location Permit.

A. Permits Required. Unless a permit therefore is first obtained, it is unlawful for any person to erect, repair, change, alter or remove any building, billboard, sign or other structure within the city.

B. Application. Any person desiring to do work for which a permit is required by subsection A of this section, shall make written application with the City Engineer. Such application shall be on the form provided, filled out completely and shall be accompanied by plans as specified in this chapter. All plans for building construction under the authority of the State Fire Prevention and Building Safety Commission must also be filed with the State Building Commissioner. No local permits shall be issued hereunder until a copy of a release for construction and plans stamped from the State Building Commissioner are received by the City Engineer.

C. Bond. All persons, not already under bond to the city, desiring to do work within the city shall first give bond to the city with one or more sureties in the amounts and in the classifications as follows, conditioned that they will in good faith perform all things required of them under the provisions of this chapter and the various ordinances and codes in effect, and conditioned further that they will pay all damages and save the city harmless on account of negligence, want of skill on their part, or failure to comply with the various building codes and ordinances then in effect in the city. Such bond shall be filed with the City Engineer and shall be renewable annually.

1. Concrete: one thousand dollars (\$1,000.00);
2. Plumbing: one thousand dollars (\$1,000.00);
3. Heating/ air conditioning: one thousand dollars (\$1,000.00);
4. Masonry work, brick laying, stone masonry: one thousand dollars (\$1,000.00);
5. Carpentry or structural: one thousand dollars (\$1,000.00);
6. Electrical: See Section 13.02.050;
7. General Contractor: five thousand dollars (\$5,000.00).

D. Plumber's License. A valid plumbing license number issued by the state shall be required before a permit for such work can be issued.

E. Plans and Specifications. At the time an application is filed there shall also be filed with the City Engineer plans and specifications for the proposed work. Such plans shall be drawn to a scale of not less than one-eighth of an inch to a foot and shall also include a plot plan showing the lot, easement lines, all structures on the lot, proposed building, and setbacks. Such plans shall be destroyed if not called for after completion of the work covered for by the permit.

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13.01.070 Wrecking and demolition requirements.

A. All persons desiring to wreck structures within the city must first have a certificate of insurance on file in the office of the City Engineer in the amount of: bodily injury: one hundred thousand dollars/three hundred thousand dollars (\$100,000.00/300,000.00); property damage: fifty thousand dollars (\$50,000.00).

13.02.050 Electrician's bond.

All persons not operating under a regular franchise granted by the city and not already under bond to the city who are engaged in the business of running or installing wires inside of buildings for the transmission of electric current shall first give bond to the city, with one or more sureties, in the sum of one thousand dollars (\$1,000.00), conditioned that they will in good faith perform all things required of them under the provisions of this chapter, and conditioned further that they will pay all damages and save the city harmless on account of negligence or want of skill on their part. Such bond shall be filed with the City Engineer. ('71 Code, § 9-7) (Am. Ord. 96-15, 6-7-96)

8.01.120 Bond for construction of sidewalks.

No person shall be authorized to construct or build any sidewalk in the city until such person has filed a bond in the office of the City Clerk in the sum of one thousand dollars (\$1,000.00) with two or more sureties to be approved by the Common Council. Such bond shall be conditioned that the principal will indemnify and save harmless the city from all loss or damage that may be occasioned in any manner, whether on account of the want of care or skill on such principal's part in the prosecution of the work, by reason of any excavation made by the principal in any street or alley, by reason of any defect in the sidewalk occasioned by the use of poor material, or from any cause occasioned by the fault of the principal. Such bond shall be further conditioned that the principal will promptly replace and restore the street or highway along the sidewalk in as good condition and free from obstruction as the principal found it prior to the beginning of the construction, that the principal will keep the sidewalk in good repair for a period of three years from the time of its completion and that the principal will conform in all respects to the rules and regulations which may be from time to time established by the Board of Public Works and Safety in reference to the construction of sidewalks. ('71 Code, § 26-12)

8.03.030 Bond--Insurance.

A. Whenever any application for a permit under this chapter has been approved by the City Engineer, the City Clerk shall require the applicant to give bond in a sum equal to the cost of the work, as determined and endorsed on the application by the City Engineer, but at no time to be fixed at a sum less than one thousand dollars (\$1,000.00). Such bond shall be conditioned on the restoration of the place where the work is to be done, in as good condition structurally as before the work was done, and in the manner provided by this chapter, and shall maintain it in such condition for a period of one year after completion of the work. The bond shall be for a period of two years. In addition thereto the applicant shall file with the bond a certificate of insurance that the applicant carries general liability insurance in the amount of fifty thousand dollars (\$50,000.00) for property damage resulting from any one incident and one hundred thousand dollars (\$100,000.00) for bodily injury or death to any one person, with the limit, however, of three

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hundred thousand dollars (\$300,000.00) for bodily injury or death resulting from any one incident. The certificate shall carry an endorsement which shall extend the policy to work to be done under the permit and shall indemnify and save the city and any utilities thereof harmless of and from any and all losses, claims, demands, payments, suits, actions, recoveries and judgments of every nature and description made, brought or recovered against the permittee and city or either of them by reason of any act or omission of permittee, the permittee's agents or employees or subcontractor thereof, in the execution of any work performed under such permit, in guarding the same or in the use by permittee of any machinery or equipment therefor, and to assume and pay and to indemnify and save the city harmless from and against any and all claims, demands, suits, proceedings, actions, recoveries, judgments and decrees whatsoever, including any and all expenses or costs connected therewith, which may be made, brought or recovered against the insured and city, or either of them by reason of damage to the property of or injury to or death of any person directly or indirectly employed by permittee, or by any subcontractor of permittee, however caused, or by reason of damage to the property of or injury to or death of any person caused by the act or omission of the servants, agents or employees of permittee, or any subcontractor of permittee. The certificate shall also provide for ten (10) days notice of cancellation to the city.

B. In lieu of a bond and certificate of insurance as above provided, any person who contemplates more than one dig up, trench digging, or any other excavation in any one year, may file with the City Clerk a yearly bond as above provided except in the penal sum of ten thousand dollars (\$10,000.00) and a yearly certificate of insurance as above provided. However, nothing shall relieve such person from securing a permit and approval for each such dig up, trench digging, or excavation prior thereto as above provided.

('71 Code, § 26-48) (Ord. 62-26, 1-7-63; Am. Ord. 90-20, 6-4-90)